



PUBLIC NOTICE

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**Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554**

**DA 02-1145
May 14, 2002**

**COMMENTS INVITED ON ADVANCED TELCOM, INC. d/b/a ADVANCED
TELCOM GROUP APPLICATION TO DISCONTINUE DOMESTIC
TELECOMMUNICATIONS SERVICES**

Comp. Pol. File No. 584

Comments Due: May 28, 2002

Section 214 Application

Applicant: Advanced Telcom, Inc. d/b/a Advanced Telcom Group

On **May 9, 2002**, **Advanced Telcom, Inc. d/b/a Advanced Telcom Group** (ATG or Applicant), located at **110 Stony Point Road, Second Floor, Santa Rosa, CA 95401**, filed an application with the Federal Communications Commission (FCC or Commission), requesting authority under section 214(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 214(a), and section 63.71 of the Commission's rules, 47 C.F.R. § 63.71, to discontinue certain of its domestic telecommunications services.

The application indicates that ATG seeks authority to discontinuing all voice and data telecommunications services, including long distance, to its approximately three hundred sixty-seven (367) customers in the states of New York and Connecticut.¹ Applicant explains that due to difficult business circumstances, it has reevaluated and redefined its business strategies. ATG also explains that on May 2, 2002, it filed for bankruptcy protection under Chapter 11 of the United States Bankruptcy Code in the Santa Rosa Division of the U.S. Bankruptcy Court for the Northern District of California. Applicant

¹ Discontinuance of international service is governed by 47 C.F.R. § 63.19.

states that it seeks to withdraw all of its telecommunications services from New York and Connecticut to conserve its remaining assets.

Applicant states that it provided notice of the proposed discontinuance to all affected customers on April 11, 2002. A sample customer notice letter attached to the application contained the language required by Commission rules.²

² See 47 C.F.R. § 63.71(a)(5)(i).

In accordance with 47 C.F.R. § 63.71(c), the application will be deemed to be automatically granted on the thirty-first (31st) day after the release date of this notice, unless the Commission has notified Applicant that the grant will not be automatically effective. The Commission will normally authorize proposed discontinuances of service unless it is shown that customers or other end users would be unable to receive service or a reasonable substitute from another carrier, or that the public convenience and necessity would be otherwise adversely affected.

This proceeding is considered a “permit but disclose” proceeding for purposes of the Commission's *ex parte* rules.³ Pursuant to Sections 1.415 and 1.419 of the Commission's rules, 47 C.F.R. §§ 1.415, 1.419, interested parties may file comments on or before **May 28, 2002**. Such comments should refer to **Comp. Pol. File No. 584**. Comments should include specific information about the impact of this proposed discontinuance on the commenter, including any inability to acquire reasonable substitute service. The original and four (4) copies of the comments should be sent to the Office of the Secretary, Federal Communications Commission, 445 12th Street, SW, Room TW-A325, Washington, DC 20554. Two (2) copies of the comments should also be sent to the Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12th Street, SW, Room 6-A207, Washington, DC 20554, Attention: Carmell Weathers. In addition, Comments should be served upon Applicant. Commenters are also requested to fax their comments to the FCC at (202) 418-2345, Attention: Carmell Weathers.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Vistrionix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

The application will be available for review and copying during regular business hours at the FCC Reference Center, Portals II, 445 12th Street, SW, Room CY-A257, Washington, DC 20554, (202) 418-0270. A copy of the application may also be purchased from the Commission's copy contractor, Qualex International, Portals II, 445 12th Street, SW, Room CY-B402, Washington, DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail at qualexint@aol.com.

For further information, contact Carmell Weathers, (202) 418-2325 (voice), cweather@fcc.gov, or Jon Minkoff (202) 418-2353 (voice), jminkoff@fcc.gov of the Competition Policy Division, Wireline Competition Bureau. The TTY number is (202) 418-0484. For further information on procedures regarding Section 214 please visit http://www.fcc.gov/wcb/cpd/other_adjud

³ See generally 47 C.F.R. §§ 1.1200 - 1.1216.

-FEDERAL COMMUNICATIONS COMMISSION-